

15:33:26 Tuesday, September 30, 2014

Andrew GARBUTT

DOB

5/20/1988

CASE NO. 4CA15473

DEF NO. 01

PAGE NO. 8

DATE PRINTED 09/30/14

09/04/14 RECEIVED AND FORWARD TO DEPARTMENT 40 WITH COURT  
MESSENGER. COURT REPORTER JODI DANIELS, CSR #9964. (S UNG)  
JURY TRIAL

ON 09/18/14 AT 130 PM IN TORRANCE COURTHOUSE DEPT 713

CASE CALLED FOR JURY TRIAL

PARTIES: NICOLE C. BERSHON (JUDGE) PATRICIA SOTO (CLERK)

CELIA BERNAL (REP) JACQUELYN LAWSON (CA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY SHERISE B. FRANCIS DEPUTY  
PUBLIC DEFENDER

DEFENDANT ADVISED OF AND PERSONALLY AND EXPLICITLY WAIVES THE FOLLOWING RIGHTS:

WRITTEN ADVISEMENT OF RIGHTS AND WAIVERS FILED, INCORPORATED BY REFERENCE  
HEREIN

TRIAL BY COURT AND TRIAL BY JURY

FOR ADDITIONAL INFORMATION PRESS PA1 KEY

\* MCAS \*

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CONFRONTATION AND CROSS-EXAMINATION OF WITNESSES;  
SUBPOENA OF WITNESSES INTO COURT TO TESTIFY IN YOUR DEFENSE;  
AGAINST SELF-INCRIMINATION;

**DEFENDANT ADVISED OF THE FOLLOWING:**

THE NATURE OF THE CHARGES AGAINST HIM, THE ELEMENTS OF THE OFFENSE IN THE COMPLAINT, AND POSSIBLE DEFENSES TO SUCH CHARGES;

THE POSSIBLE CONSEQUENCES OF A PLEA OF GUILTY OR NOLO CONTENDERE, INCLUDING THE MAXIMUM PENALTY AND ADMINISTRATIVE SANCTIONS AND THE POSSIBLE LEGAL EFFECTS AND MAXIMUM PENALTIES INCIDENT TO SUBSEQUENT CONVICTIONS FOR THE SAME OR SIMILAR OFFENSES;

THE EFFECTS OF PROBATION;

IF YOU ARE NOT A CITIZEN, YOU ARE HEREBY ADVISED THAT A CONVICTION OF THE OFFENSE FOR WHICH YOU HAVE BEEN CHARGED WILL HAVE THE CONSEQUENCES OF DEPORTATION, EXCLUSION FROM ADMISSION TO THE UNITED STATES, OR DENIAL OF NATURALIZATION PURSUANT TO THE LAWS OF THE UNITED STATES.

COUNSEL FOR THE DEFENDANT JOINS IN THE WAIVERS AND CONCURS IN THE PLEA.

COURT FINDS THAT EACH SUCH WAIVER IS KNOWINGLY, UNDERSTANDINGLY, AND EXPLICITLY

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**MADE;**

THE DEFENDANT PERSONALLY WITHDRAWS PLEA OF NOT GUILTY TO COUNT 05 AND PLEADS NOLO CONTENDERE WITH THE APPROVAL OF THE COURT TO A VIOLATION OF SECTION 242 PC IN COUNT 05. THE COURT FINDS THE DEFENDANT GUILTY.

**COUNT (05) : DISPOSITION: CONVICTED**

COURT FINDS THAT THERE IS A FACTUAL BASIS FOR DEFENDANT'S PLEA, AND COURT ACCEPTS PLEA.

**NEXT SCHEDULED EVENT:**

**PROBATION AND SENTENCE HEARING**

AS TO COUNT (05):

**IMPOSITION OF SENTENCE SUSPENDED**

DEFENDANT PLACED ON SUMMARY PROBATION

**FOR A PERIOD OF 036 MONTHS UNDER THE FOLLOWING TERMS AND CONDITIONS:**

SERVE 003 DAYS IN LOS ANGELES COUNTY JAIL

LESS CREDIT FOR 3 DAYS

PLUS \$40.00 COURT OPERATIONS ASSESSMENT (PURSUANT TO 1465.8(A)(1) P.C.)

\$30.00 CRIMINAL CONVICTION ASSESSMENT (PURSUANT TO 70373 G.C.)

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DEFENDANT SHALL PAY A RESTITUTION FINE IN THE AMOUNT OF \$150.00 TO THE COURT

TOTAL DUE: \$220.00

IN ADDITION:

-TAHL WAIVER IS ORDERED FILED.

-STAY AT LEAST 100 YARDS AWAY FROM HOLLYWOOD BOULEVARD BETWEEN  
LA BREA AND ARGULE AVENUE.

-NOT COMMUNICATE WITH, ANNOY, HARRASS OR MOLEST ANY PERSON OR  
WITNESS INVOLVED IN THE PROSECUTION OF THIS CASE. THE CITY  
ATTORNEY IS ORDERED TO ADVISE ALL CONCERNED PERSONS OF THIS  
ORDER, AND INFORM THEM THAT THEY ARE TO ADVISE THE COURT OF  
ANY VIOLATION OF THIS ORDER.

-DEFENDANT IS ORDERED NOT TO ANNOY, MOLEST SEXUALLY OR OTHERWISE  
ASSUALT, TELEPHONE, OR OTHERWISE DISTURB THE PEACE OF  
JAIME BELTRAN.

-OBEY ALL LAWS AND ORDERS OF THE COURT.

-OBEY ALL RULES AND REGULATIONS OF THE PROBATION DEPARTMENT.

COURT ORDERS AND FINDINGS:

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-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.  
ANY MANDATORY AND NON-PUNITIVE FEES OR ASSESSMENTS ORDERED IN THIS CASE ARE NOT  
CONDITIONS OF PROBATION  
HARVEY WAIVER IS TAKEN.

DEFENDANT IS ORDERED TO ENROLL IN AND COMPLETE 24 ANGER  
MANAGEMENT SESSIONS. PROOF OF ENROLLMENT IS DUE ON OCTOBER  
30, 2014, IN DEPARTMENT 47.

RESTITUTION HEARING IS SET ON OCTOBER 30, 2014, AT 8:30 A.M.,  
IN DEPARTMENT 47.

FINES AND FEES ARE DUE ON SEPTEMBER 18, 2015.

CASE IS ORDERED TRANSFERRED TO DEPARTMENT 47.  
COUNT (05): DISPOSITION: CONVICTED  
REMAINING COUNTS DISMISSED:

FOR ADDITIONAL INFORMATION PRESS PA1 KEY

\* MCAS \*